



United States Court of Appeals for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

June 2, 2023

Lyle W. Cayce
Clerk

Certified as a true copy and issued
as the mandate on Nov 07, 2023

Attest: *Lyle W. Cayce*
Clerk, U.S. Court of Appeals, Fifth Circuit

No. 21-11180

ALLYSON RASKIN, *on behalf of her minor children JD1 and JD2,*

Plaintiff—Appellant,

versus

DALLAS INDEPENDENT SCHOOL DISTRICT; DALLAS
INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES;
MICHAEL HINOJOSA, *Superintendent of the Dallas Independent School
District in his individual capacity and in his official capacity as Superintendent
of the Dallas Independent School District*; BEN MACKEY, *President*;
EDWIN FLORES, *1st Vice President*; MAXIE JOHNSON, *2nd Vice
President*; JOE CARREON, *Board Secretary*; DUSTIN MARSHALL; DAN
MICCICHE; KARLA GARCIA; JOYCE FOREMAN; JUSTIN HENRY,
*all in their Individual Capacities and in their Capacities as Members of the
Dallas Independent School District Board of Trustees,*

Defendants—Appellees.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 3:21-CV-2429

Before HIGGINBOTHAM, HIGGINSON, and OLDHAM, *Circuit Judges.*

J U D G M E N T

This cause was considered on the record on appeal and was argued by counsel.

IT IS ORDERED and ADJUDGED that the District Court's dismissal of the GINA claims is VACATED and REMANDED to the District Court for further proceedings in accordance with the opinion of this Court.

IT IS FURTHER ORDERED that each party bear its own costs on appeal.

ANDREW S. OLDHAM, *Circuit Judge*, dissenting in part and concurring in the judgment.

United States Court of Appeals

FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

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600 S. MAESTRI PLACE,
Suite 115
NEW ORLEANS, LA 70130

November 07, 2023

Ms. Karen S. Mitchell
Northern District of Texas, Dallas
United States District Court
1100 Commerce Street
Earle Cabell Federal Building
Room 1452
Dallas, TX 75242

No. 21-11180 Raskin v. Dallas Indep Sch Dist
USDC No. 3:21-CV-2429

Dear Ms. Mitchell,

Enclosed is a copy of the judgment issued as the mandate and a copy of the court's opinion.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Renee S. McDonough, Deputy Clerk
504-310-7673

cc:

Mr. Matthew Phillip Erickson
Mr. David J. Hacker
Ms. Kathryn Elizabeth Long
Mr. Carlos G. Lopez
Mr. Jeffrey Carl Mateer
Mrs. Allyson Raskin
Mr. Kenneth Adam Rothey
Mr. Hiram Stanley Sasser III
Mr. Kelly J. Shackelford
Mr. Cody Wayne Stafford
Mr. Aaron Michael Streett